MOED-0001

DISCLOSURE STATEMENT

UNITED S	TATES	DISTRI	CT	COU	RT
<b>EASTERN</b>	DISTR	ICT OF	MI	SSOL	JRI

BNSF RAILWAY COMPANY	)
Plaintiff(s),	)
VS.	) Case No. 2:23-CV-00008-SRW
DYNO NOBEL INC.	)
	)
Defendant(s).	, )

## **DISCLOSURE STATEMENT**

Pursuant to Local Rule 2.09 and Federal Rule of Civil Procedure 7.1, Counsel of record for <a href="Dyno Nobel Inc.">Dyno Nobel Inc.</a> hereby discloses the following:

- 1. If the subject is a nongovernmental corporate party or a nongovernmental corporation that seeks to intervene,
- a. Whether it is publicly traded, and if it is, on which exchange(s):
  Dyno Nobel Inc.'s ultimate parent company, Incited Pivot Limited, is publicly traded on the Australian Stock Exchange.
- b. Its parent companies or corporations (if none, state "none"):

  Dyno Nobel Holdings IV LLC is the direct parent of Dyno Nobel Inc. Dyno Nobel Inc.'s ultimate parent company, through certain holding companies, is Incited Pivot Limited, an Australian corporation.
- c. Its subsidiaries not wholly owned by the subject (if none, state "none"):

  None.
- d. Any publicly held company or corporation that owns five percent (5%) or more of the subject's stock (if none, state "none"): Incited Pivot Limited is publicly traded on the Australian Stock Exchange.
- 2. If the subject is a party or intervenor in an action in which jurisdiction is based on diversity under 28 U.S.C. § 1332(a), the name and citizenship of every individual or entity whose citizenship is attributed to that party or intervenor, including all members, sub-members, general and limited partners, and corporations:

Dyno Nobel Inc. is a Delaware Corporation.

Note: Sub-members include the members of members (i.e., first-tier sub-members), and the members of first-tier sub-members (i.e., second-tier sub-members), the members of second-tier sub-members (i.e., third-tier sub-members), and so on, until the Court knows the citizenship of *all* persons and entities within the ownership structure. Further, if a corporation is a member or sub-member of the subject organization, that corporation's state of incorporation and principal place of business must be disclosed.

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**DISCLOSURE STATEMENT** 

By signing this form, counsel acknowledges that "if any required information changes," and/or "if any later event occurs that could affect the court's jurisdiction under 28 U.S.C. § 1332(a)," counsel will file a Disclosure Statement promptly, and no later than seven (7) days of the change or event. EDMO L.R. 2.09(C); see also Fed. R. Civ. P. 7.1(a)(2)(B) and 7.1(b)(2).

William S. Thomas

Signature (Counsel for Plaintiff/Defendant)

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## Certificate of Service

I hereby certify that a true copy of the foregoing Disclosure Statement was served by electronic notice on all parties on March 16, 2023.

William S. Thomas

Signature